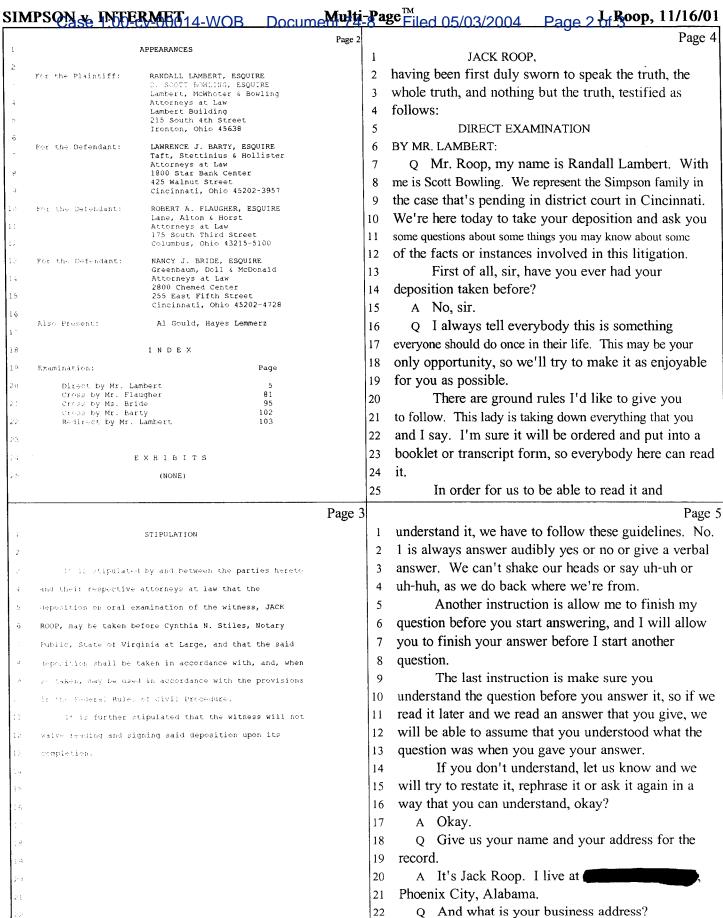
Case	: 1:00-cv-00014-WOB [	Document 74-8 Filed 05/03/2004 Page 1 of 3
1	UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO	
2	WESTERN DIVISION	
3	* * * * * * * *	* * * * * * *
4	CARL G. SIMPSON,	
5	Pla	intiffs, *
6	vs.	* * *
7	INTERMET CORPORATION, et al., *	
8	Defendants. *  * * * * * * * * * * * * * * *	
9	* * * * * * * *	* * * * * * *
10		
11		
12	DEPONENT:	JACK ROOP
13	DATE:	NOVEMBER 16, 2001
14	TIME:	9:10 A.M 12:00 P.M.
15	LOCATION:	AIRPORT HOLIDAY INN
16		SUITE 218 ROANOKE, VIRGINIA
17	REPORTED BY:	CYNTHIA N. STILES COURT REPORTER
18		NOTARY PUBLIC IN AND FOR THE STATE OF VIRGINIA AT LARGE
19		STATE OF VINGINIA AT DANGE
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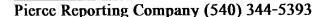
SIMPSON & INTERMENTATION



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A Business address is 1600 Industrial --

Northside Industrial Boulevard, Columbus, Georgia.

Q Do you have an extra one of those cards?

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- Sutter machine, would you report them to him or would you go straight to CMI?
  - A I'd go to Bob.

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- Q Once you saw the machines and started the installation, did you bring any safety concerns to the attention of Mr. McMillan or anyone else regarding the operation of the machine?
- 8 A I'm not sure that I did individually, but 9 there were items that we discussed.
  - O What were those items?
- 11 A The one that I recall was the locking out of 12 the machine to keep the box in the up position.
- 13 Q The gas head?
- 14 A Yes.
- 15 Q You don't recall who brought up that concern?
- 16 A No, I don't recall.
- 17 Q To your knowledge, was that relayed by
- 18 McMillan to CMI?
- 19 A Yes.
- Q What, if anything, was done design-wise or operational-wise on the machine to answer that safety
- 22 concern?

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- 23 A We reviewed -- we talked with CMI. There was
- 24 conversation back and forth about different ways to lock
- 25 the machine in the up position, and I was told to design

Page 3

- something that was capable of being locked in place and not removed without taking physical locks off of it that
- 3 would keep that box up in the up position.
  - Q Okay. What -- go ahead.
- 5 A I designed two tubular steel bars that were
- 6 anchored at the front and the back of the machine. The
- 7 bar slid through a clip in the front of the machine into
- 8 a clip on the back of the machine, and the lock was
- 9 placed on it where it could not come through, and there
- was one on either side of the box. There were two on each machine.
- 12 Q This would keep the gas head from dropping 13 when the machine was not in cycle?
  - A Right. If the top locks would fail, the box would stay in place.
- Q Was that designed at the time the machines were initially installed?
  - A It was shortly, it was shortly after. They weren't in production, I don't think, when we put the bars on. It was before I left up there, anyway.
  - Q We've got some photographs I want you to look at to make sure we're talking about what I think, the bars that I think we're talking about.

While Scott is finding those photographs, we have a drawing that's part of exhibit -- Nancy, do you

all remember which exhibit that is?

2 MS. BRIDE: Is that R something? No, R is

the photograph.

MR. FLAUGHER: J.

BY MR. LAMBERT:

Q We're trying to keep from having so many copies.

Exhibit J, page 15 is a copy of a drawing, rough drawing that was made, I believe it was made by someone with OSHA, actually, that we've been using as a general description of the main components, I think I could say, of the Sutter machine, so we can know we're talking about the same thing, as far as the location of the gas head, the cope and the drag.

Would this drawing appear to be accurate, as far as the relationship of those main components with each other?

- A Uh-huh.
- 19 Q Is that yes?
  - A Yes.
  - Q We also have some photographs in Exhibit R, and Photograph 5 of Exhibit R shows some bars that are
- connected to the top of the machine. They come down and
  have another bar running through them. According to the
  - other witnesses, these bars are placed there to keep the

1 gas head from dropping down.

What I want to know is are those the safety bars you're referring to, or is this something that was installed after your involvement with the machine?

- A No, I think these are the same bars.
- Q Do you know whether or not those were installed after there was an injury to someone by the gas head dropping?
- A Well, while I was there there were no injuries on the machine, and they were installed before I left up there, so.
- Q The bars that were installed, that are shown in Photograph 5, the purpose of those bars was to keep the gas head from dropping, correct?
  - A Right, if the top locks failed.
- 16 Q They would not keep the cope from rising up 17 to the gas head, except for keeping it an inch or so 18 away, correct?
  - A Right. As far as I know, yes.
- Q The way it was designed, it was not designed to do that, to keep the cope from rising?
- 22 A Yes.
- Q While you were there during the installation, I assume the machines were operated for a period of time
- 25 before you left?

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